THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.13571 of 1997

Dated:10.04.2007

Between
1.K.R.K.Acharyulu and others.

.....Petitioners

and

1.The A.P State Electricity Board
rep., by its Secretary, Vidyuth Soudha
Hyderabad and another.

...Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.13571 of 1997

ORDER:

This writ petition is filed seeking a Certiorari to call for the records relating to the proceedings in B.P (P & G. Per) M.S.No.39, dated 19.5.1997 issued by the 1st respondent and to quash the same as arbitrary and illegal.

It appears that the Government issued G.O.Ms.No.165, dated 22.4.1997 giving exemption of passing departmental tests to those who have crossed 45 years for the purpose of further promotion and the same was adopted by the Board under the impugned B.P.Ms.No.39. According to the petitioners, adopting the G.O.Ms.No.165 dated 22.4.1997 under the BPMS No.39 is arbitrary and illegal.

G.O.Ms.No.165 contemplates wholesale exemption to the persons who have crossed 45 years of age in passing the departmental tests prescribed for promotion to the higher posts.

There is no necessity to go into all the details.

It appears that the State Government thereafter issued G.O.Ms.No.225, dated 18.5.1999 restricting the exemption of 45 years of age for the purpose of passing departmental tests only for one stage promotion and now respondent-Board is following the said G.O. Therefore, the cause in the writ petition as of now does not survive for adjudication and the writ petition has become infructuous.

Accordingly, writ petition is dismissed as infructuous. No costs.

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10-04-2007

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